

STATE OF SOUTH CAROLINA
BEFORE THE PUBLIC SERVICE COMMISSION
DOCKET NOS. 2019-224-E AND 2019-225-E

In the Matter of:

South Carolina Energy Freedom Act
(House Bill 3659) Proceeding Related
to S.C. Code Ann. Section 58-37-40
and Integrated Resource Plans for
Duke Energy Progress, LLC

South Carolina Energy Freedom Act
(House Bill 3659) Proceeding Related
to S.C. Code Ann. Section 58-37-40
and Integrated Resource Plans for
Duke Energy Carolinas, LLC

**MOTION TO ACCEPT AS TIMELY FILED
THE SURREBUTTAL TESTIMONY AND
EXHIBITS OF JIM WILSON, JOHN
WILSON, AND JIM GREVATT**

The South Carolina Coastal Conservation League, Southern Alliance for Clean Energy, Upstate Forever, Sierra Club and Natural Resources Defense Council (collectively, “Movants”), through counsel, hereby move the Public Service Commission of South Carolina (“Commission”) to accept the following filings as timely filed:

- Surrebuttal Testimony of Jim Wilson
- Surrebuttal Testimony and Exhibits of John Wilson
- Surrebuttal Testimony of Jim Grevatt and Exhibits JG-1 through JG-9

In support of this motion, Movants state as follows:

1. Movants began uploading the filings above into the Commission’s Docket Management System (“DMS”) at approximately 11:50AM to meet the 12:00PM surrebuttal testimony deadline in the above-captioned proceedings. Upon clicking “File Now” at approximately 11:58AM, rather than getting confirmation that the filings were

- made, Movants saw an error message. Movants attempted to contact the Clerk's Office by phone to notify them of the issue, and were advised that the Clerk and Commission staff could not discuss the matter via phone due to ex parte concerns.
2. At that time, Movants had to restart the filing process and re-upload all documents; to avoid potential issues with file sizes, Movants attempted to re-upload the surrebuttal testimony filings in batches, and were able to file the Surrebuttal Testimony and Exhibits of John Wilson and the Surrebuttal Testimony of Jim Wilson at 12:05PM.
 3. Movants then attempted to upload and file the Surrebuttal Testimony and Exhibits of Jim Grevatt, but received a "site unavailable" error message. Movants re-uploaded and filed the Surrebuttal Testimony of Jim Grevatt along with Exhibits JG-1 through JG-4, and JG-6 through JG-9, at 12:18PM. Movants filed Exhibit JG-5 to Mr. Grevatt's testimony at 12:20PM; it was the largest Exhibit and was filed separately because Movants were concerned that its size was the reason for the earlier error messages.
 4. Once testimony was filed and served on all parties, Counsel for Movants reached out to other parties' counsel to notify them of our technical difficulties and ask whether any party would object to us moving the Commission to accept the filings as timely. At that time, Counsel for the Carolinas Clean Energy Business Alliance ("CCEBA") notified us that they had also faced similar issues with DMS.
 5. Counsel for CCEBA requested that the Commission advise on whether a motion would be required to deem our respective filings timely, and Hearing Officer Stark requested that parties who had technical difficulties file a brief motion.

6. As of the filing of this Motion, Counsel for DEC/DEP, the Office of Regulatory Staff, Vote Solar, Nucor Steel, and Johnson Development Associates have indicated that they do not object to this motion.

WHEREFORE, Movants request that the Commission accept the above-described filings as timely.

Respectfully submitted this 15th day of April, 2021.

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Related to S.C. Code Ann. Section
58-37-40 and Integrated Resource
Plans for Duke Energy Carolinas,
LLC and Duke Energy Progress,
LLC

CERTIFICATE OF SERVICE

I certify that the following persons have been served with one (1) copy of the *Motion to Accept As Timely Filed the Surrebuttal Testimony and Exhibits of Jim Wilson, John D. Wilson, and Jim Grevatt* on behalf of South Carolina Coastal Conservation League, Southern Alliance for Clean Energy, Upstate Forever, Natural Resources Defense Council, and Sierra Club by electronic mail and/or U.S. First Class Mail at the addresses set forth below:

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This the 15th day of April, 2021.

s/ Kate Lee Mixson